



# Public Service Commission

## State of North Dakota

COMMISSIONERS

Julie Fedorchak  
Randy Christmann  
Brian P. Kalk

Executive Secretary  
Darrell Nitschke

600 East Boulevard, Dept. 408  
Bismarck, North Dakota 58505-0480  
Web: [www.psc.nd.gov](http://www.psc.nd.gov)  
E-mail: [ndpsc@nd.gov](mailto:ndpsc@nd.gov)  
Phone: 701-328-2400  
ND Toll Free: 1-877-245-6685  
Fax: 701-328-2410  
TDD: 800-366-6888 or 711

April 23, 2015

Darrell Nitschke  
Executive Secretary  
ND Public Service Commission  
600 E Boulevard Ave. Dept 408  
Bismarck, ND 58505-0480

Dear Mr. Nitschke:

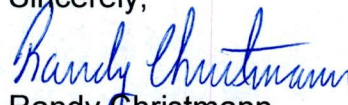
For transparency purposes, I am notifying the Commission and all involved in Case No. PU-14-842 (Dakota Access Pipeline Project) of the fact that part of the pipeline proposed for construction is very near my mother-in-law's property. For approximately 1/2 mile the pipeline, as proposed, would follow the south edge of a property line where she owns the north side. While her land is not in the proposed corridor, it is in the study area and it is possible that alterations to this requested route could occur.

In addition to state laws concerning bribery, undue influence, public contracts, and other potential conflicts of interest, the Commission has a conflict of interest policy. The Public Service Commission policy manual addresses conflicts of interest in Policy Number 1-21. Subsection 4 states that "No Commissioner, commission employee, or agent shall participate in a Commission decision if a conflict of interest would be involved. A conflict would arise when: The commissioner, the employee or agent, any member of the commissioner's immediate family, the commissioner's partner . . . has a financial interest other than a de minimus interest or other interest directly or substantially affected by the Commission decision."

Earlier in the policy, "immediate family" is defined as ". . . an individual's spouse and persons who are claimed as dependents for income tax purposes."

This case would likely not meet the definition of being more than a de minimus interest to my mother-in-law. However, she is clearly not an "immediate family member" as defined in the policy. For that reason I see no conflict of interest in this case as proposed or if the route is moved to her property.

Sincerely,

  
Randy Christmann  
Commissioner